2114 John

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No.: 10/084,105

Filed: February 27, 2002

Inventor(s):

Andrew Phelps

Title: MEMORY SUBSYSTEM

**INCLUDING AN ERROR** 

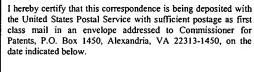
**DETECTION** 

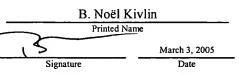
MECHANISM FOR ADDRESS AND CONTROL SIGNALS Examiner: Gabrie

Gabriel L. Chu

Group/Art Unit: 2114

Atty. Dkt. No: 5181-97700





## TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

- 1. SUN MICROSYSTEMS, INC. is the owner of all rights in the captioned application.
- 2. As sole owner in the captioned application, SUN MICROSYSTEMS, INC. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Serial No. 10/254,413 titled "MEMORY MODULE INCLUDING AN ERROR DETECTION MECHANISM FOR ADDRESS AND CONTROL SIGNALS" filed on September 25, 2002. SUN MICROSYSTEMS, INC. hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This

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Application Serial No. 10/084,105 - Filed February 27, 2002

agreement runs with any patent granted on the captioned patent application and is binding

upon the grantee of such patent, and its or his successors or assigns.

3. In making the above disclaimer, SUN MICROSYSTEMS, INC. does not

disclaim the terminal part of any patent granted on the captioned patent application that

would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to

§156 and §173 of any patent granted on the second application, as shortened by any terminal

disclaimer filed prior to the grant, in the event that any such granted patent: expires for

failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of

competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37

C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any

manner terminated prior to the expiration of its full statutory term as shortened by any

terminal disclaimer filed prior to its grant.

4. The undersigned is an attorney of record.

5. A Fee Authorization form for the Terminal Disclaimer fee under 37 CFR

1.20(d) is included.

If the Fee Authorization form is missing or is deficient, the Commissioner is

authorized to charge any fees which may be required, or credit any overpayment, to

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505\5181-

97700\BNK.

Respectfully submitted,

B. Noël Kivlin

Reg. No. 33,929

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Austin, TX 78767-0398 Phone: (512) 853-8800

Date: March 3, 2005



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Application No.:

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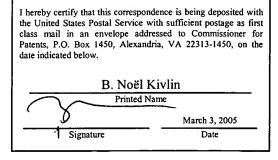
Inventor(s):

Andrew Phelps

Title:

MEMORY SUBSYSTEM INCLUDING AN ERROR **DETECTION MECHANISM** FOR ADDRESS AND CONTROL SIGNALS

88888 999999 Examiner: Gabriel L. Chu Group/Art Unit: 2114 Atty. Dkt. No: 5181-97700



## **FEE AUTHORIZATION**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5181-97700/BNK:

Fee:

Terminal Disclaimer

Amount:

\$130.00

Attorney Docket No.: 5181-97700

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number.

Respectfully submitted,

B. Noël Kivlin

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Date: March 3, 2005